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UNITED STATES PATENT AND TRADEMARK OFFICE

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United States Patent and Trademark Office  
Washington, D.C. 20231  
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U.S. APPLICATION NUMBER NO. 09/937,862	FIRST NAMED APPLICANT Oberste	ATTY. DOCKET NO. 14114.0353U2
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INTERNATIONAL APPLICATION NO. PCT/US00/07828
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IA. FILING DATE 03/24/2000	PRIORITY DATE 03/31/1999
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Mary L Miller  
Needle & Rosenberg  
127 Peachtree Street N E Suite 1200  
Atlanta, GA 30303-1811

RECEIVED

DEC 26 2001

NEEDLE & ROSENBERG

CONFIRMATION NO. 8841

371 FORMALITIES LETTER



\*OC000000007194211\*

Date Mailed: 12/14/2001

### NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Priority Document
- Biochemical Sequence Diskette
- Biochemical Sequence Listing
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Oath or Declaration
- Preliminary Amendments
- Request for Immediate Examination

WLM/BTB/tmh

By: <u>lct</u>	Date: <u>12/27/01</u>
Reviewed: <u>nem</u>	Date: <u>12/28/01</u>
Name/Date	

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 CFR 1.821-1.825 for the following reason(s):
  - A copy of the "Sequence Listing" in computer readable form has been submitted. The content of the computer readable form, however, does not comply with the requirements of 37 CFR 1.822 and/or 1.832, as indicated on the attached marked-up copy of the "Raw Sequence Listing."
  - The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A substitute computer readable form must be submitted as required by 37 CFR 1.825(d).
  - APPLICANT MUST PROVIDE:
    - An initial or substitute computer readable form (CRF) of the "Sequence Listing."

- An initial or substitute paper copy or compact disc of the "Sequence Listing," as well as an amendment directing its entry into the specification.
- For questions regarding compliance to 37 CFR 1.821-1.825 requirements, please contact:
  - For Rules Interpretation, call (703) 308-4216
  - To Purchase PatentIn Software, call (703) 306-2600
  - For PatentIn Software Program Help, call (703) 306-4119 or e-mail at patin21help@uspto.gov or patin3help@uspto.gov

**ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.**

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

VONDA M WALLACE

Telephone: (703) 305-3736

**PART 1 - ATTORNEY/APPLICANT COPY**

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
09/937,862	PCT/US00/07828	14114.0353U2

DOCKET NUMBER 14114.0353U2  
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of	)	
	)	
OBERSTE <i>et al.</i>	)	Group Art: Unassigned
	)	
Confirmation No. 8841	)	
	)	
Serial No. 09/937,862	)	
	)	
Filed: September 28, 2001	)	Examiner: Unassigned
	)	
For: "TYPING OF HUMAN ENTEROVIRUSES"	)	

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Attn: Ms. Vonda M. Wallace  
Commissioner for Patents  
BOX PCT  
Washington, D.C. 20231

NEEDLE & ROSENBERG, P.C.  
Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
Atlanta, Georgia 30303-1811

February 14, 2002

Sir:

In response to the December 14, 2001 Notification of Missing Requirements Under 35 U.S.C. §371 which has been issued in the above-identified patent application, enclosed are

1. A substitute Sequence Listing diskette;
2. a substitute Sequence Listing in paper form with corrections as required in Notice (39 Pages);
3. a copy of the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US); and
4. a return postcard.

09937862-092001

ATTORNEY DOCKET NO. 14114.0353U2  
SERIAL NO. 09/937,862

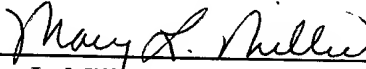
The enclosed diskette containing the Sequence Listing for this application in computer readable form (CRF) is submitted in compliance with 37 C.F.R. §§ 1.821-1.825. Applicants hereby certify that the information in both the computer readable form included herewith and the paper copy of the substitute Sequence Listing as included herewith is the same and includes no new matter.

Applicants hereby request amendment to the specification by replacing the Sequence Listing filed with the application on September 28, 2001, with the enclosed, substitute Sequence Listing. Entry of the substitute Sequence Listing is respectfully requested.

No fee is believed due. However, the Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment, to Deposit Account No. 14-0629.

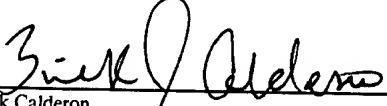
Respectfully submitted,

NEEDLE & ROSENBERG, P.C.

  
Mary L. Miller  
Registration No. 39,303

Suite 1200, The Candler Building  
127 Peachtree Street, N.E.  
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(404) 688-0770

I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mailing No. EL491885680US in an envelope addressed to: Attn: Ms. Vonda M. Wallace, Commissioner for Patents, BOX PCT, Washington, D.C. 20231, on the date shown below.

  
Erick Calderon

  
Date 2/14/02